

# Holland & Knight

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November 26, 2018

**Via ECF**

The Honorable Steven C. Mannion  
United States Magistrate Judge  
United States District Court  
District of New Jersey  
Martin Luther King Building &  
U.S. Courthouse  
50 Walnut Street Room 4015  
Newark, NJ 07101

Re: **White, et al. v. Samsung Electronics America, Inc., et al.,**  
**U.S.D.C., D.N.J., No. 2:17-cv-01775-MCA-SCM**

Dear Magistrate Judge Mannion:

We are counsel for Defendant Sony Electronics Inc. (“Sony”), in the above-captioned matter. In advance of the Telephone Status Conference scheduled for November 28, 2018 at 5:00 PM ET, we respectfully submit this brief agenda letter on behalf of all parties.

Pursuant to the Stipulation and Order filed by the parties and granted by Your Honor (Dkt. No. 87), the parties stipulated to Plaintiffs filing a Second Amended Complaint (“SAC”). As further detailed in the Stipulation and Order, Plaintiffs acknowledged and agreed that by consenting to the filing of the SAC, Defendants were not admitting the allegations of the proposed SAC and were not waiving any defenses to the claims asserted in the proposed SAC, including without limitation all defenses to the sufficiency of the pleading under Fed.R.Civ.P. 12(b). Plaintiffs filed the SAC on November 16, 2018. (Dkt. No. 88). Pursuant to the Stipulation and Order, Defendants will file their Motion to Dismiss the Second Amended Complaint by Wednesday, December 19, 2018.

As directed by the Court (Dkt. No. 84), counsel for Sony will initiate the call for the Telephone Status Conference on November 28, unless the Court directs otherwise.

We thank the Court for its consideration of this submission.

The Honorable Steven C. Mannion

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Respectfully submitted,

/s/ *Mark S. Melodia*

Mark S. Melodia

cc: All Counsel of Record (*via* ECF)